



State Water Resources Control Board

DEC 18 2018

[via U.S. Mail only]
Ecological Rights Foundation
Attention: James Lamport
867 B Redwood Drive
Garberville, CA 95542

Dear Mr. Lamport:

PETITION OF ECOLOGICAL RIGHTS FOUNDATION FOR REVIEW OF ORDER R2-2018-1012 NPDES NO. CA0038598, ADMINISTRATIVE CIVIL LIABILITY FOR SEWER AUTHORITY MID-COASTSIDE WASTEWATER TREATMENT PLANT AND ITS ASSOCIATED WASTEWATER COLLECTION SYSTEM, HALF MOON BAY, CALIFORNIA; SAN MATEO COUNTY; ISSUED BY SAN FRANCISCO BAY REGIONAL WATER QUALITY CONTROL BOARD: ACKNOWLEDGMENT OF RECEIPT OF PETITION

SWRCB/OCC FILE A-2610

This will acknowledge the State Water Resources Control Board's (State Water Board's) receipt of your petition. It is important that you review the relevant dates below carefully because they identify timelines for State Water Board review of your petition, but also affect your ability to seek judicial review of the regional water quality control board's action or inaction.

Please note that, unless one of the following events occurs, this petition will be dismissed pursuant to State Water Board regulations on the 91st day following receipt of the petition. This petition will be deemed dismissed on the 91st day *unless*:

- (1) the State Water Board has notified the petitioner, the regional water quality control board, and interested persons that they have 30 days to respond to the petition;
- (2) the State Water Board has received a written request from the petitioner to hold this petition in abeyance; or
- (3) the State Water Board has notified the petitioner prior to the 91st day that the petition is dismissed.

If none of these events occurs prior to 5:00 p.m. on the last business day before the 91st day, this petition will be automatically dismissed without further action by the State Water Board. Dismissal of a petition, whether by operation of law or by a letter issued by the State Water Board, is a final agency action for purposes of seeking judicial review of the regional water quality control board's action or inaction. (Cal. Code Regs., tit. 23, § 2050.5, subd. (e).)

FEUCIA MARCUS, CHAIR | EILEEN SOBECK, EXECUTIVE ORECTOR

Ecological Rights Foundation

If this petition challenges the assessment of administrative civil liability or penalties and you submit a written request to hold this petition in abeyance, the State Water Board must also receive written agreement from the regional water quality control board that this petition be held in abeyance prior to 5:00 p.m. on the last business day before the 91st day, or this petition will be automatically dismissed without further action by the State Water Board. (Cal. Code Regs., tit. 23, § 2050.5, subd. (d)(2).) Requests that petitions be held in abeyance must be sent to waterqualitypetitions@waterboards.ca.gov or to the mailing address below.

-2-

For a summary of information related to your petition, please see table below:

SWRCB/OCC FILE NO. (please use on all future correspondence)	A-2610
PETITION RECEIVED BY SWRCB	September 26, 2018
91st DAY AFTER RECEIPT OF PETITION	December 26, 2018
PETITIONER(S)	Ecological Rights Foundation
DISCHARGER(S) (if not the petitioner)	Sewer Authority Mid-Coastside/Half Moon Bay, California
RWQCB	San Francisco Bay Regional Water Board
RWQCB ACTION/INACTION BEING PETITIONED	Order R2-2018-1012 NPDES No. Ca0038598, Administrative Civil Liability for Sewer Authority Mid-Coastside Wastewater Treatment Plant and Its Associated Wastewater Collection System, Half Moon Bay, California; San Mateo County
STAY REQUESTED	No
NPDES NO. (if applicable)	CA0038598
DATE OF ACTION OR INACTION	August 27, 2018

If you did not receive an electronic copy of this correspondence and you would like to receive future correspondence from the State Water Board regarding this petition electronically, please send your email address to wateroualitypetitions@waterboards.ca.gov and include our SWRCB/OCC File A-2610 in the subject line. Correspondence will also be sent in hard copy to those persons whose addresses appear on this letter. You will be notified of any further action on this petition by the State Water Board.

IN ALL FUTURE CORRESPONDENCE, PLEASE REFER TO SWRCB/OCC FILE A-2610

Sincerely,

Philip G. Wyels Assistant Chief Counsel

cc: See next page

James Lamport
Ecological Rights Foundation

cc: [via U.S. Mail and email]

Andrew L. Packard Law Offices of Andrew L. Packard 245 Kentucky Street, Suite B3 Petaluma, CA 94952 andrew@packardlawoffices.com

[via U.S. Mail and email]

Brian Gaffney
Law Offices of Brian Gaffney APC
446 Old County Road, Suite 100-310
Pacifica, CA 94044
brian@gaffneylegal.com

Michael Chee [via email only]
Water Resource Control Engineer
San Francisco Bay Regional Water
Quality Control Board
1515 Clay Street, 14th Floor
Oakland, CA 94612
michael.chee@waterboards.ca.gov

Susan Loscutoff, Esq. [via email only]
State Water Resources Control Board
Office of Enforcement
801 K Street
Sacramento, CA 95814
susan.loscutoff@waterboards.ca.gov

Bruce Wolfe [via email only]
Executive Officer
San Francisco Bay Regional Water
Quality Control Board
1515 Clay Street, Suite 1400
Oakland, CA 94612
bruce.wolfe@waterboards.ca.gov

Lisa McCann [via email only]
Assistant Executive Officer
San Francisco Bay Regional Water
Quality Control Board
1515 Clay Street, Suite 1400
Oakland, CA 94612
Lisa McCann@waterboards.ca.gov

Thomas Mumley [via email only]
Assistant Executive Officer
San Francisco Bay Regional Water
Quality Control Board
1515 Clay Street, Suite 1400
Oakland, CA 94612
thomas.mumley@waterboards.ca.gov

Emel Wadhwani, Esq. [via email only]
Office of Chief Counsel
State Water Resources Control Board
1001 I Street, 22nd Floor [95814]
P.O. Box 100
Sacramento, CA 95812-0100
emel.wadhwani@waterboards.ca.gov

Jennifer L. Fordyce, Esq. [via email only]
Office of Chief Counsel
State Water Resources Control Board
1001 I Street, 22nd Floor [95814]
P.O. Box 100
Sacramento, CA 95812-0100
Jennifer.Fordyce@waterboards.ca.gov

Tamarin Austin, Esq. [via email only]
Office of Chief Counsel
State Water Resources Control Board
1001 I Street, 22nd Floor [95814]
P.O. Box 100
Sacramento, CA 95812-0100
tamarin.austin@waterboards.ca.gov

Marnie Ajello, Esq. [via email only]
Office of Chief Counsel
State Water Resources Control Board
1001 I Street, 22nd Floor [95814]
P.O. Box 100
Sacramento, CA 95812-0100
Marnie Ajello@waterboards.ca.gov

(continued)

-4-

oc: Philip Wyels, Esq. [via email only]
Office of Chief Counsel
State Water Resources Control Board
1001 I Street, 22nd Floor [95814]
P.O. Box 100
Sacramento, CA 95812-0100
Philip.Wyels@waterboards.ca.gov

David W. Smith, Chief [via email only]
Permits Office
U.S. EPA, Region 9
75 Hawthorne Street
San Francisco, CA 94105
smith.davidw@epa.gov

Ken Greenberg, Chief [via email only] Clean Water Act Compliance (NPDES) U.S. EPA, Region 9 75 Hawthorne Street San Francisco, CA 94105 greenberg.ken@epa.gov